IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.286 OF 2007

Mr.Baburao Malhar Nakhawa ..Appellant.

V/s.

Municipal Corporation of Greater Mumbai ..Respondent.

Ms.Seema Gupta i/b.A.M.Saraogi for appellant.

Ms.Geeta Jogalekar for respondent.

CORAM : ABHAY S.OKA, J.

DATED : 13th APRIL, 2007.

P.C. :-

Learned advocate for the respondent Corporation states that the offending part of the structure has been already demolished on 15th March, 2007 on the basis of notice under section 354 A of the Mumbai Municipal Corporation Act, 1988. The Advocate for the appellant states that she has no instructions on this aspect.

2. The statement made by the learned advocate for the respondent is accepted. Ad-interim relief was not granted in favour of the appellant.

3. In view of the statement, nothing survives in this appeal and the same is dismissed.

4. All contentions of the parties in the pending suit are expressly kept open.

(ABHAY S. OKA, J.)